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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/846,321	05/02/2001	Paul A. Morgan	6937.0026-00	4720

22852 7590 08/20/2004

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER  
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EXAMINER

VU, THONG H


ART UNIT

PAPER NUMBER

2142

DATE MAILED: 08/20/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/846,321	MORGAN, PAUL A. 	
	<b>Examiner</b>	<b>Art Unit</b>	
	Thong H Vu	2142	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 02 May 2001.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-32 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 02 May 2001 is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some    \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)             | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)    | Paper No(s)/Mail Date. _____  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____   | 6) <input type="checkbox"/> Other: _____                                    |

1. Claims 1-32 are pending.

***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-32 are rejected under 35 U.S.C. § 102(e) as being anticipated by Crosby et al [Crosby 6,628,928 B1].
3. As per claim 19, Crosby discloses a system for providing user information to a server computer, comprising:

an ID generator generating a user ID, in response to a user initiating a session accessing a server computer [Crosby, the mobile unit transmits a client ID, col 3 lines 11-57];

a banner processor embedding a banner link within a web page to be transmitted from the server computer to the user, the banner link linking to a central computer and including the user [Crosby, banner advertisements with links, col 10 lines 30-67]; and

a request generator issuing a request to the central computer to provide user information corresponding to the user ID [Crosby, providing information to the user via Internet, col 14 lines 21-41].

4. As per claim 20, Crosby discloses the banner link is a link to a CGI program in the central computer [Crosby, network operation center 110, Fig 1].

5. As per claim 21, Crosby discloses a user contact processor for sending a message to the user via the central computer [Crosby, email message, col 7 lines 27-61].

6. Claims 22-24, contain the similar limitations set forth of apparatus claims 19-21. Therefore, claims 22-24 are rejected for the similar rationale set forth in claims 19-21.

7. As per claim 25, Crosby discloses system for providing user information to a server computer, comprising:

a database of user information indexed by user subscriber numbers [Crosby, database, col 10 lines 7-30];

a match processor within a central computer receiving a user ID and a user subscriber number from a server computer, and associating the user ID with the user subscriber number [Crosby, network operation center, col 7 line 62-col 8 lines 47; client ID, col 3 lines 11-57; subscriber ID, col 7 lines 27-60]; and

a database manager retrieving user information about a user from said database in response to a request including the user ID [Crosby, the information retrieved the database, col 10 lines 7-30].

8. As per claim 26, Crosby discloses the user subscriber number is delivered to said match processor from a user's computer within an Internet browser cookie [Crosby, subscriber ID, col 7 lines 27-60; profiles, col 11 lines 12-35].

As per claim 27, Crosby discloses the user information is formatted as an XML document as inherent feature of PDA using Internet.

9. As per claim 28, Crosby discloses a message manager for directing messages from the server computer to a user having a user subscriber number [Crosby, email messages transmitted directly, col 10 lines 7-30; col 11 lines 1-12].

10. Claims 29-32, contain the similar limitations set forth of apparatus claims 25-28. Therefore, claims 29-32 are rejected for the similar rationale set forth in claims 25-28.

11. As per claim 1, a system for providing user information to a server computer, a personalization engine within a server computer, comprising:

an ID generator generating a user ID, in response to a user initiating a session accessing the server computer [Crosby, the mobile unit transmits a client ID, col 3 lines 11-57];

a banner processor embedding a banner link within a web page to be transmitted from the server computer to the user, the banner link linking to a central computer and including the user ID [Crosby, banner advertisements with links, col 10 lines 30-67]; and

a request generator issuing a request to the central computer to provide user information corresponding to the user ID;

a database of user information indexed by user subscriber numbers [Crosby, database, col 10 lines 7-30];

a match processor within the central computer receiving the user ID and a user subscriber number, and associating the user ID with the user subscriber number [Crosby, profile information includes user ID and subscriber ID or unit ID, col 7 lines 27-60; compare information, col 9 line 42-col 10 line 6; profile, col 11 lines 12-35]; and

a database manager retrieving user information from said database for transmission to the server computer, in response to said request generator [Crosby, the information retrieved the database, col 10 lines 7-30].

12. As per claim 2, Crosby discloses said ID generator composes a universal unique identifier generator.

13. As per claim 3, Crosby discloses the banner link is a link to a CGI program in the central computer [Crosby, a web page provides a banner advertisements with links, col 10 lines 30-67].

14. As per claim 4, Crosby discloses the user subscriber number is delivered to said match processor from the user's computer within an Internet browser cookie [Crosby, subscriber ID, col 7 lines 27-60; profiles, col 11 lines 12-35].

15. As per claim 5, Crosby discloses the user information is formatted as an XML document as inherent feature of PDA using Internet.

16. As per claim 6, Crosby discloses a contact mode processor in the central computer for specifying by the user a mode of contact for contacting the user [Crosby, network operation center 110, Fig 1].

17. As per claim 7, Crosby discloses said personalization engine further comprises a user contact processor for sending a message to the user, using the mode of contact specified by the user [Crosby, specified by user, subscriber col 7 lines 27-60; col 10 lines 7-30; col 12 lines 60-67];

18. As per claim 8, Crosby discloses said contact mode processor enables a user to define a set of rules specifying different modes of contact for different types of information [Crosby, a set of predefined interactive radio buttons, col 13 lines 1-40].

19. As per claim 9, Crosby discloses said personalization engine further comprises a user contact processor for sending a message to the user, using the set of rules specified by the user [Crosby, specified by user, subscriber col 7 lines 27-60; col 10 lines 7-30; col 12 lines 60-67].

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20. Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner Thong Vu, whose telephone number is (703)-305-4643. The examiner can normally be reached on Monday-Thursday from 8:00AM- 4:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, *Jack Harvey*, can be reached at (703) 305-9705.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-9700.

Any response to this action should be mailed to: Commissioner of Patent and Trademarks, Washington, D.C. 20231 or faxed to :

After Final (703) 746-7238

Official: (703) 746-7239

Non-Official (703) 746-7240

Hand-delivered responses should be brought to Crystal Park 11,2121 Crystal Drive, Arlington, VA., Sixth Floor (Receptionist).

***Thong Vu***  
***Patent Examiner***  
***Art Unit 2142***

A handwritten signature in black ink, appearing to read 'Thong Vu', with a horizontal line underneath.